

Withrow & Terranova

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Registered Patent Attorneys*A High Technology Patent Practice***RECEIVED
CENTRAL FAX CENTER****JUN 02 2005****FACSIMILE TRANSMITTAL SHEET**

TO:	Petitions Examiner Tesfaldet Bocure	FROM:	Benjamin S. Withrow
COMPANY:	USPTO - Art Unit 2631	DATE:	June 2, 2005
FAX NUMBER:	703-872-9306	TOTAL NO. OF PAGES INCLUDING COVER:	9
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	7000-110
RE:	Petition to Revive (Unintentional)	YOUR REFERENCE NUMBER:	09/998,564

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ ORIGINAL TO FOLLOW
NOTES/COMMENTS:

Please find attached the following items:

- 1) PETITION FOR REVIVAL
- 2) CREDIT CARD PAYMENT FORM FOR \$1500.00 PETITION FEE
- 3) SUBMISSION OF PETITION TO REVIVE INCLUDING STATEMENT THAT ABANDONMENT WAS UNINTENTIONAL
- 4) ISSUE FEE TRANSMITTAL FORM
- 5) CREDIT CARD PAYMENT FORM FOR \$1703.00 ISSUE FEE, PUBLICATION FEE, AND FEE FOR ONE ADVANCE COPY
- 6) CHANGE OF CORRESPONDENCE ADDRESS FORM
- 7) FEE ADDRESS INDICATION FORM

NOTE: The information contained in this transmission is privileged and confidential and intended ONLY for the individual or entity named above. If you should receive this transmission in error, please notify our office and return to the below address via the U.S. Postal Service.

201 SHANNON OAKS CIRCLE, SUITE 200
CARY, NC 27511
PH: (919) 654-4520
FAX: (919) 654-4521

Pgs 4, 7, 9 were not received

PTO/SB/84 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Fuller et al.

Application No.: 09/998,564

Art Unit: 2631

Filed: 11/16/2001

Examiner: Bocure, Testal

Title: SYMBOL-DIRECTED WEIGHTING IN PARALLEL INTERFERENCE

**RECEIVED
CENTRAL FAX CENTER****JUN 02 2005**

Attention: Office of Petitions
Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 FAX (703) 872-9306

06/02/2005 MBIZUNES 00000099 09998564

01 FC:1453

1500.00 OP

NOTE: If information or assistance is needed in completing this form, please contact Petitions
 Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
 action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
 date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
 filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee
☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))
2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
 the form of _____ (identify type of reply):

- ☐ has been filed previously on _____.
- ☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1700.00.

- ☐ has been paid previously on _____.
- ☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the
 USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to
 complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any
 comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer,
 U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED
 FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

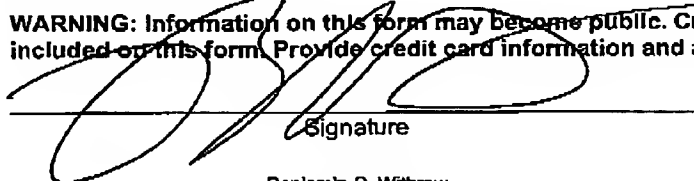
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

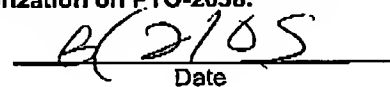
☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Benjamin S. Withrow
Typed or printed name


Date

40,876
Registration Number, if applicable

P.O. Box 1287
Address
Cary, NC 27512
Address

919-654-4520
Telephone Number

Enclosures: ☒ Fee Payment☐ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☒ Other: Change of Correspondence Address Form; Fee Address Indication Form

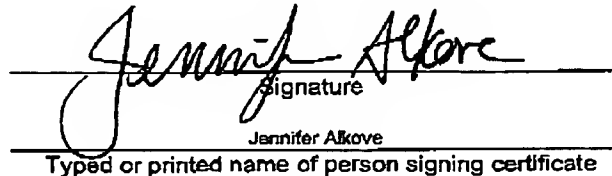
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

June 2, 2005
Date


Signature
Jennifer Alkove
Typed or printed name of person signing certificate

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JUN 02 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Fuller *et al.*

Filed: 11/16/2001

Serial Number: 09/998,564

Examiner: Bocure, Tesfaldet

Group: 2631

For: **SYMBOL-DIRECTED WEIGHTING IN PARALLEL INTERFERENCE
CANCELLATION**Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

SUBMISSION OF PETITION TO REVIVE AND ISSUE FEE

In accordance with the Notice of Allowance and Issue Fee Due dated February 24, 2005, we herewith transmit a petition to revive this application, along with the issue and publication fees. The abandonment of this application was unintentional; the requisite petition fee is also enclosed.

Respectfully Submitted,

Benjamin S. Withrow
Reg. No. 40,876Withrow & Terranova, P.L.L.C.
Customer No. 27820
P.O. Box 1287
Cary, NC 27512
(919) 654-4520Date: June 2, 2005
File No: 7000-110CERTIFICATE OF TRANSMISSION
I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING
TRANSMITTED VIA FACSIMILE ON THE DATE INDICATED BELOW
TO:Examiner: Bocure, Tesfaldet Art Unit: 2631 Fax: 703-872-9306Jennifer Allone
Name of SenderJennifer Allone
SignatureJune 2, 2005
Date of Transmission